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Docket Number (Optional)

**TERMINAL DISCLAIMER TO OBLIGATE A DOUBLE PATENTING  
REJECTION OVER A PRIOR PATENT**

In re Application of: Steve J. Shattil

Application No.: 09/472,300

Filed: 12/27/99

For: Cancellation System for Frequency Reuse in Microwave Communications

The owner\*, Genghiscom Corp., of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as presently shortened by any terminal disclaimer, of prior Patent No. 6,008,160. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

Check either box 1 or 2 below, if appropriate.

1.  For submissions on behalf of an organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the organization.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

2.  The undersigned is an attorney or agent of record.

02/26/2001 BLANCO 00000104 09472300

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55.00 OP

  
Signature

2/20/01

Date

Steve J. Shattil

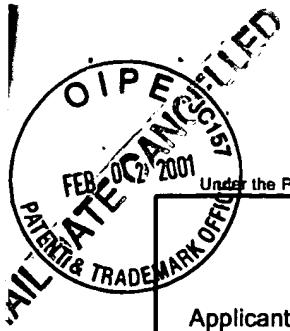
Typed or printed name

- Terminal disclaimer fee under 37 CFR 1.20(d) included.

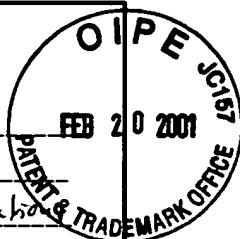
**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

\*Statement under 37 CFR 3.73(b) is required if terminal disclaimer is signed by the assignee (owner).  
Form PTO/SB/96 may be used for making this certification. See MPEP § 324.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Box Patent Application, Washington, DC 20231.



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**STATEMENT UNDER 37 CFR 3.73(b)**

Applicant/Patent Owner: Genghis Comm Corp.

Application No./Patent No.: 09/472,300 Filed/Issue Date: 12/27/1999

Entitled: Cancellation System for Frequency Reuse in Microwave Communications  
Genghis Comm Corp., a corporation

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

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states that it is:

- the assignee of the entire right, title, and interest; or
- an assignee of less than the entire right, title and interest.  
The extent (by, percentage) of its ownership interest is \_\_\_\_\_ %

in the patent application/patent identified above by virtue of either:

A. [ ] An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

OR

B. [ ] A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.
2. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.
3. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

[ ] Additional documents in the chain of title are listed on a supplemental sheet.

[X] Copies of assignments or other documents in the chain of title are attached.

[NOTE: A separate copy (i.e., the original assignment document or a true copy of the original document) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

2/20/2001

Date

Steve J. Shattil

Typed or printed name

Signature

President

Title

JULY 14, 2000

STEVE SHATTIL  
4980 MEREDITH WAY  
#201  
BOULDER, CO 80303

UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office  
ASSISTANT SECRETARY AND COMMISSIONER  
OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231



\*101358658A\*

UNITED STATES PATENT AND TRADEMARK OFFICE  
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 11/29/1999

REEL/FRAME: 010776/0563  
NUMBER OF PAGES: 3

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:  
SHATTIL, STEVE

DOC DATE: 12/22/1999

ASSIGNEE:  
GENGHISCOMM  
4980 MEREDITH WAY #201  
BOULDER, COLORADO 80202

SERIAL NUMBER: 08862859  
PATENT NUMBER: 6008760

FILING DATE: 05/23/1997  
ISSUE DATE: 12/28/1999

PEARLENE FOSTER, PARALEGAL  
ASSIGNMENT DIVISION  
OFFICE OF PUBLIC RECORDS

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Feb 4 2001  
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R STREET

U.S. DEPARTMENT OF COMMERCE  
Patent and Trademark Office

FEB 20 2001

To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):

Additional name(s) of conveying party(ies) attached?  Yes  No

3. Nature of conveyance:

- Assignment  Merger  
 Security Agreement  Change of Name  
 Other \_\_\_\_\_

Execution Date: 12/31/00

4. Application number(s) or patent number(s):

If this document is being filed together with a new application, the execution date of the application is:

A. Patent Application No.(s) 6,008,760

B. Patent No.(s)

Additional numbers attached?  Yes  No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: Steve Shultz

Internal Address: \_\_\_\_\_

Street Address: 498 - 1/2 mile W. = 20

City: Indianapolis State: IN ZIP: 46205

6. Total number of applications and patents involved: \_\_\_\_\_

7. Total fee (37 CFR 3.41): \$ 40.00

Enclosed

Authorized to be charged to deposit account

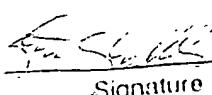
8. Deposit account number:

(Attach duplicate copy of this page if paying by deposit account)

DO NOT USE THIS SPACE

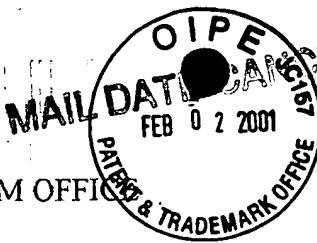
9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

  
Signature

Date

IN THE US PATENT AND TM OFFICE



Appn. Number: 08/862,859

Filing Date: 05/23/97

Applicant: Shattil, Steve

Appn. Title: Cancellation System for Frequency Reuse in Microwave Communications

Examiner: Phan, D

Mailed 1999, Dec 23  
Boulder, CO

Commissioner of Patents and Trademarks  
Washington, District of Columbia 20231

Sir:

Applicant respectfully requests that the enclosed assignment of the application be recorded.

Very Respectfully,

  
Steve J. Shattil  
4980 Meredith Way #201  
Boulder, CO 80303

(303) 546-9244

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## Assignment of Application and Invention

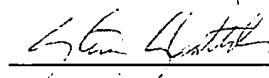
For value received, Steve Shattil of Boulder, Colorado (hereinafter ASSIGNOR), hereby sells, assigns, transfers, and sets over unto GenghisComm of Boulder, Colorado and its successors or assigns (hereinafter ASSIGNEE) 100% of the following:

- (A) ASSIGNOR'S right, title, and interest in the invention entitled "System for Frequency Reuse in Microwave Communications" invented by ASSIGNOR;
- (B) the application for United States patent therefor, filed on May 23, 1997, U.S. Patent and Trademark Office Serial Number 08/862,859;
- (C) any patent or reissues of any patent that may be granted thereon; and
- (D) any applications which are continuations, continuations-in-part, substitutes, or divisions of said application.

ASSIGNOR authorizes and requests the Commissioner of Patents and Trademarks to issue any resulting patent(s) as follows: 0% to ASSIGNOR and 100% to ASSIGNEE (the singular shall include the plural and vice-versa herein).

ASSIGNOR hereby further sells, assigns, transfers, and sets over unto ASSIGNEE, the above percentage of ASSIGNOR'S entire right, title, and interest in and to said invention in each and every country foreign to the United States; and ASSIGNOR further conveys to ASSIGNEE the above percentage of all priority rights resulting from the above-identified application for United States patent. ASSIGNOR agrees to execute all papers, give any required testimony, and perform other lawful acts, at ASSIGNEE'S expense, as ASSIGNEE may require to enable ASSIGNEE to perfect ASSIGNEE'S interest in any resulting patent of the United States and countries foreign thereto, and to acquire, hold, enforce, convey, and uphold the validity of said patent and reissues and the extensions thereof, and ASSIGNEE'S interest therein.

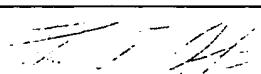
In testimony whereof ASSIGNOR has hereunto set its hand and seal on the date below.

  
Executed this 24 day of January, 1999

State of Boulder) SS:

County of Boulder) THOMAS J. ORLANDO  
MY COMMISSION EXPIRES 09/12/2001  
1650 30TH STREET  
BOULDER, CO 80302

Subscribed and sworn to before me T. J. Orlando (date)

 (Notary Public)

SEAL

IN THE US PATENT AND TM OFFICE

Patent Number: 6,008,760

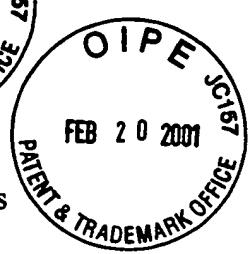
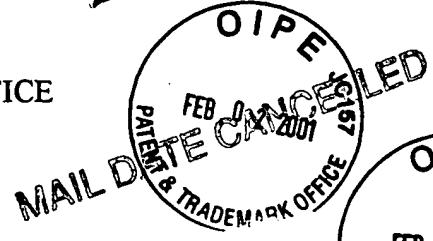
Appn. Number: 08/862,859

Filing Date: 05/23/97

Applicant: Shattil, Steve

Appn. Title: Cancellation System for Frequency Reuse in Microwave Communications

Examiner: Phan, D



Mailed 2000, April 27

Boulder, CO

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Commissioner of Patents and Trademarks  
Washington, District of Columbia 20231

Sir:

Applicant respectfully requests that the enclosed assignment of the patent be recorded to reflect its assignment to GenghisComm Inc. of Boulder, CO. This cover letter references Document ID NO. 101254503 mailed on April 6, 2000.

Very Respectfully,

Steve J. Shattil  
4980 Meredith Way #201  
Boulder, CO 80303

(303) 448-8876